

Section 5

Public Comments
Hearing Transcript

SUMMARY OF PUBLIC HEARING ON MICHIGAN'S APPLICATION FOR PRIMACY
UNDER THE SAFE DRINKING WATER ACT

A public hearing was held at the Michigan Department of Public Health (MDPH) in Lansing, Michigan, on October 7, 1977. Ford Blackwell of Region V's Enforcement Division was the Hearing Officer. Mr. Blackwell opened the hearing by stating that its purpose was to discuss and present information pertinent to the State of Michigan's application for primacy.

The first person to speak was Mr. John Vogt of the MDPH. He presented some of the history behind Michigan's decision to apply for primacy and described their efforts to pass a State Safe Drinking Water Act (SDWA) and subsequent rules. He closed his remarks by urging EPA's favorable review of Michigan's program and early determination that the State meets primacy requirements.

Joe Harrison of the Water Supply Branch, Region V, then briefly reiterated the purpose of the SDWA, and listed each of the 15 requirements for primacy, noting those that Michigan has met or will meet with the promulgation of their rules. He stated that the final determination for primacy would be made after those rules are enacted in a form substantially the same as the present draft.

Mr. Wayne Abbot, representing the Michigan Section of the American Water Works Association, followed with a statement supporting EPA in its intention to grant primacy to Michigan.

Several other persons also spoke, but the bulk of their comments dealt with their opposition to fluoridation of drinking water.

One person was opposed to the State taking control of the program. However, his reason was that he did not trust the State to operate independently of business interests. He would prefer that EPA handle inspections and rotate their inspectors in and out of the State. His major concern was that agricultural land should be fortified by remineralization rather than nitrate-based fertilizers which, he contended, are carcinogenic and contaminate ground water.

Mr. Blackwell entertained their comments and Messrs. Harrison and Vogt attempted to clarify the issues involved. None of the discourse, however, pertained to the subject of the hearings.

Mr. Blackwell, in summarizing the proceedings, indicated that a final determination will be made within 30-45 days after Michigan's rules are promulgated, and adjourned the hearing.

Michigan expects to have their rules enacted about January 1.

SWD:Klaras:mmr:1/4/78
SSK

NOV 25 1977

REGION V

Summary of Public Hearing on Michigan's Application for Primacy Under the Safe Drinking Water Act

THRU: Joseph F. Harrison, Chief, Water Supply Branch
Charles H. Sutfin, Director, Water Division
George R. Alexander, Jr. *W/ Charles H. Sutfin*
Regional Administrator

*Marcelite,
P/S. Refers
w/out the
name format,
i.e.,
Select
SFH
and
GRA
names*

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CONCURRENCES

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Michigan expects to have their rules enacted about
January 1,
cc: William Kelley

5WD:Kierles:mmr:11/21/77

CONCURRENCES

SYMBOL	NSB	WSB						
SURNAME	RAH	RAH						
DATE	11/21/77	11/25/77						

SEP 21 1977

Mr. Adam Paul Banner
2200 East Sugnet
Midland, Michigan 48640

Dear Mr. Banner:

Enclosed is a copy of the proposed rules that we have received from the Michigan Department of Public Health. Based on comments received, new rules will be drafted by the Department before being enacted. We anticipate that the Michigan Department of Public Health rules will be very similar to the enclosed draft.

If we can be of any further help, please write us.

Sincerely yours,

Charles H. Sutfin
Director, Water Division

Enclosure

cc: William Kelley
OPIA

5WD:Manley:mmr:9/20/77

CONCURRENCES

SYMBOL			WSB	aw				
SURNAME	NLM		SA	Sutfin				
DATE	9-20-77		9/20/77	9/20/77				

SEP 1977, Paged 118

FROM Adam Paul Banner			CONTROL NO. 136-77
SUBJECT AND DATE FREEDOM RX OF INFORMATION Copy of Michigan Drinking Water XXX Rules			DATE REC'D 9-20-77
			DUE DATE 10-4-77
REFERRED (1) Charles Sutfin, Director - Water XXXX	(2)	(3) <i>Water Supply</i> 9/20	(4) cc: Regional Counsel
DATE REPLY SENT TO			DATE RELEASED
REMARKS Please respond for signature of Division Director with copy of response to OPIA			ACKNOWLEDGED - DATE <input type="checkbox"/>
			NO ANSWER NEEDED <input type="checkbox"/> (Explain in remarks)

EPA Form 5180-1 (6-72)
REPLACES FWPCA FORM 72 AND
HEW-73 WHICH MAY NOT BE USED.

(Remove this copy only, do not separate remainder.)

MAIL CONTROL SCHEDULE

ADAM PAUL BANNER - 2200 East Sugnet - Midland, Michigan 48640 - 517-832-8166

September 17, 1977

Water Supply Branch
Environmental Protection Agency
Region V
230 South Dearbourn Street
Chicago, Illinois
60604

Gentlemen,

Freedom of Information Request

Please furnish copy of proposed rules as presented to your agency for approval as listed below:

Michigan Drinking Water "Rules"

Reference: Federal Register Vol 42 - No 173

September 9, 1977

Pages: 44835

Thank you,

Adam P. Banner
Adam Paul Banner

20 SEP 1977